Application No. 10/811,168

Filed: March 26, 2004 TC Art Unit: 3677

Confirmation No.: 1995

REMARKS

In the Office Action dated August 21, 2008, claims 1, 3 and

24-37 were pending. Claims 1, 3 and 24-31 are allowed.

32-34 and 36-37 are rejected. Claim 35 is objected to.

In response, claim 35 is canceled without prejudice. Claim

Accordingly, claims 1, 3, 24-34 and 36-37 are 32 is amended.

pending in the application. No new matter is added.

Applicant responds to the comments in the Office Action as

follows.

Claim Rejections - 35 U.S.C. §102

The Office Action states that claims 32-34 and 36-37 are

rejected under 35 U.S.C. \$102(b) as being anticipated by Anscher

(U.S. Patent No. 6,000,109). In particular, the Office Action

states that Anscher teaches each and every element of the rejected

claims. Applicant respectfully traverses the rejection.

Claim 32 is amended to incorporate the subject matter recited

in objected to claim 35, which previously depended upon claim 32.

Because claim 35 is allowable if rewritten to include the subject

matter of the base claim and any intervening claims, by

-9-

WEINGARTEN, SCHURGIN, GAGNEBIN & LEBOVICI LLP TEL. (617) 542-2290 FAX. (617) 451-0313

Application No. 10/811,168

Filed: March 26, 2004

TC Art Unit: 3677 Confirmation No.: 1995

incorporating the subject matter of claim 35 into independent

claim 32, claim 32 is now allowable.

Accordingly, Applicant respectfully submits that the

rejection of claim 32 under 35 U.S.C. §102(b) over Anscher is

overcome, and respectfully requests that it be reconsidered and

withdrawn.

Claims 33-34 and 36-37 ultimately depend upon and further

limit claim 32, and should also be allowable. Reconsideration of

claims 33-34 and 36-37 is respectfully requested.

Allowable Subject Matter

Applicant gratefully acknowledges the finding of allowance

for claims 1, 3 and 24-31. Applicant further acknowledges the

allowability of claim 35 if rewritten in independent form to

include all the limitations of the base claim and any intervening

claims. Applicant submits with this response amendments to claim

32, to incorporate the subject matter of claim 35. Accordingly,

applicant respectfully submits that claims 32-34 and 36-37 are

allowable, as discussed above.

-10-

WEINGARTEN, SCHURGIN, GAGNEBIN & LEBOVICI LLP TEL. (617) 542-2290 FAX. (617) 451-0313

Application No. 10/811,168

Filed: March 26, 2004 TC Art Unit: 3677

Confirmation No.: 1995

Conclusion

In view of the above amendments and discussion, Applicant respectfully submits that the application is now in condition for allowance and earnestly solicits notice to that effect. The Examiner is encouraged to telephone the undersigned attorney to discuss any matter that would expedite allowance of the present application.

Respectfully submitted,

Paul Giampavolo

By: /Brendan J. Kennedy/
Brendan J. Kennedy
Registration No. 41,890
Attorney for Applicant(s)

WEINGARTEN, SCHURGIN,
GAGNEBIN & LEBOVICI LLP
Ten Post Office Square
Boston, MA 02109
Telephone: (617) 542-2290
Telecopier: (617) 451-0313

Date: 2008 December 18

375559.1